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Attorneys for Plaintiff ALFONSO DIAZ
on behalf of himself and others similarly situated

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

ALFONSO DIAZ, on behalf of himself and
others similarly situated,

Plaintiff,

v.

WASTE CONNECTIONS US, INC., a
Delaware corporation; and DOES 1 to 10,
inclusive,

Defendant.

CASE NO. 2:22-cv-01343-KJM-DB

[Assigned to Hon. Judge Kimberly J. Mueller,
Courtroom 3]

**JOINT STIPULATION TO LIFT THE STAY
AND REMAND ACTION TO STATE COURT**

Complaint Filed: June 1, 2022
Case Transferred: July 28, 2022

TO THE HONORABLE COURT:

Plaintiff Alfonso Diaz (“Plaintiff”) and Defendant Waste Connections US, Inc. (“Defendant”) (collectively, the “Parties”), by and through their undersigned counsel, submit this Joint Stipulation to Lift the Stay and Remand Action to State Court. This Stipulation is based on the following:

WHEREAS, on June 1, 2022, Plaintiff filed this putative class action in the Superior Court for the State of California, County of Tehama Case No. 22CI000123 (the “Action”);

WHEREAS, Defendant removed the Action to this Court on July 28, 2022, pursuant to the Class Action Fairness Act of 2005, 28 U.S.C. §§ 1332(d), 1441, 1446 (ECF No. 1);

WHEREAS, on October 25, 2022, this Court granted the Parties’ joint stipulation to stay proceedings while the Parties continued to work towards a resolution in this Action.

WHEREAS, the Parties attended mediation with David Phillips on June 14, 2023 and reached a settlement that resolves all of the claims.

WHEREAS, per the Parties’ terms of settlement, the Parties agreed that the Action should be remanded to the Tehama County Superior Court, and the Parties intend to seek court approval of the settlement and final judgment in the Superior Court.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties that:

1. The Stay in this Action be lifted.
2. The Action shall be remanded to Tehama County Superior Court with each Party to bear its own fees and costs with respect to the removal and subsequent remand; and
3. The Clerk of the Court shall mail a certified copy of the Court’s remand order to the clerk of the Tehama County Superior Court.

IT IS SO STIPULATED.

[Signatures on following page]

1 DATED: September 6, 2023

BRADLEY/GROMBACHER LLP
MAJARIAN LAW GROUP APC

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3
4 By: /s/ Marcus J. Bradley
5 Marcus J. Bradley
6 Kiley L. Grombacher
7 Garen Majarian
8 Sahag Majarian, II
9 Attorneys for Plaintiff ALFONSO DIAZ

10 DATED: September 6, 2023

LITTLER MENDELSON, P.C.

11 By: /s/ Gregory G. Iskander
12 Gregory G. Iskander
13 Daniel XuLi
14 Attorneys for Defendant WASTE
15 CONNECTIONS US, INC.
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ORDER

Pursuant to the Parties' Stipulation, and good cause appearing, **IT IS HEREBY ORDERED THAT:**

1. The Stay in this Action is lifted.
2. The Action shall be remanded to Tehama County Superior Court with each Party to bear its own fees and costs with respect to the removal and subsequent remand; and
3. The Clerk of the Court shall mail a certified copy of the Court's remand order to the clerk of the Tehama County Superior Court.

DATED: September 6, 2023.


CHIEF UNITED STATES DISTRICT JUDGE